

DE 77-25 - November 4, 1977

**Place Of Voting By Electors Changing Residence
Chapter 97**

To: Honorable Robin C. Krivanek, Supervisor of Elections, Hillsborough County, Room 107, Tampa, Florida 33602

Prepared by: Division of Elections

You have requested an opinion concerning the meaning of Section 97.091(2) Florida Statutes, 1977 (effective 1/1/78). Specifically you are concerned to know whether, after 1/1/78, an elector who changes his place of residence after the books are closed, by moving from the precinct within the county in which registered, would be permitted to vote in the precinct of former residence and registration.

Your question is answered in the negative.

Section 97.091(2) Florida Statutes, as amended by the 1977 Legislature and effective 1/1/78, provides, in pertinent part a ...

An elector who moves from the precinct within the county in which registered may be permitted to vote in the precinct to which he has moved his residence, in any election prior to and including the next general election, provided such elector furnishes at the polls proof of his new residence address and executes an affidavit under oath in substantially the following form: . . .

The Supervisor of Elections is obligated thereafter to implementing appropriate changes in registration records.

Please note that the 1977 amendment above quoted eliminated the language "of former" which entitled electors who moved to return to the precinct of former residence to vote.

I trust that this opinion adequately answers your questions.